

**ORDINANCE NO. 304.2017**

**AN AMENDED AND RESTATED ORDINANCE BY KERSHAW COUNTY COUNCIL  
REQUIRING A PERMIT PRIOR TO SOLICITING FUNDS FROM MOTORISTS**

**WHEREAS**, Section 56-5-3180 of the Code of Laws of South Carolina prohibits the solicitation of funds from a vehicle occupant on the public highways except upon the issuance of a permit as authorized by Section 5-27-910 of the Code of Laws of South Carolina.

**WHEREAS**, Kershaw County Council desires as provided in Section 5-27-910 of the Code of Laws of South Carolina to authorize the issuance of permits by Kershaw County in the unincorporated area of Kershaw County for qualified organizations to solicit funds from motorists on public highways.

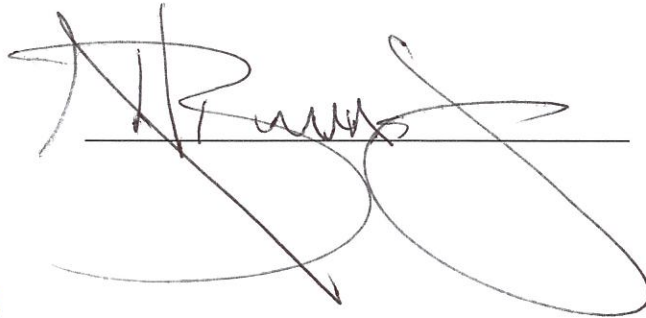
**NOW, THEREFORE, BE IT ORDAINED** by Kershaw County Council that:

1. Kershaw County, through the County Council is authorized to issue a permit to a rescue squad, volunteer fire department, or charitable or eleemosynary organization as specified in Section 5-27-910 of the South Carolina Code of Laws to solicit funds from motorists on highways and streets located in the unincorporated area of Kershaw County.
2. The organization shall complete a permit application provided by the County, including the specific date, time, and location of the desired solicitation compliant with Section 5-27-910 which shall be specified in the permit if issued.
3. The permit issued may impose limits on solicitation as provided in South Carolina Code Section 5-27-910 and a permit may be granted or denied as determined by the County.
4. No organization may be issued more than one (1) permit in any calendar year, and each permit shall be valid for no longer than one (1) day.
5. No permit will be issued for solicitation of funds on any Federal, State or County holiday, which includes the twenty-four (24) hour day for any date designated by the Federal Government, State Government, or County as a holiday, or for solicitation of funds on Saturdays or Sundays.
6. The application for a permit must be submitted no less than thirty (30) days prior to the proposed beginning solicitation date.
7. The organization must have the permit present at the date, time, and location of the permitted solicitation and all persons soliciting funds shall carry a copy of the permit upon his or her person readily available for inspection upon request.

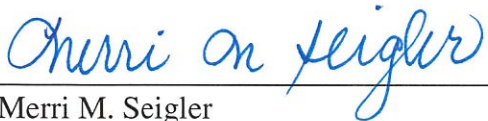
8. The Kershaw County Council designates the Kershaw County Administrator or his designee as the county official to issue the permit and maintain records of the applications of the permits and permits issued and place limits on the permits.
9. The violation of the terms of the issued permit is a misdemeanor subject to the issuance of a courtesy summons by Kershaw Code Enforcement Officers and punishable as a misdemeanor with a penalty for a convicted first offense in the Magistrate's Court for Kershaw County of a fine not to exceed one hundred dollars (\$100.00) or thirty (30) days in jail as determined by the Magistrate plus court fees and assessments. The penalty for a second and subsequent convictions for continuing or repeated offenses in Magistrate's Court for Kershaw County shall be a fine not to exceed two hundred fifty dollars (\$250) or thirty (30) days in jail as determined by the Magistrate plus court fees and assessments.

ADOPTED BY KERSHAW COUNTY COUNCIL THIS 14<sup>th</sup> DAY OF , 2017.

KERSHAW COUNTY COUNCIL

A large, stylized handwritten signature in black ink, likely belonging to a member of the Kershaw County Council, is written over a horizontal line.

ATTEST:

A handwritten signature in blue ink, reading "Merri M. Seigler", is written over a horizontal line.

Merri M. Seigler  
Clerk to County Council

Ordinance No. 273.2016 enacted on April 12, 2016

Amended and Restated:

First Reading:	January 24, 2017
Second Reading:	February 14, 2017
Public Hearing:	March 14, 2017
Third Reading:	March 14, 2017

**ORDINANCE NO. 304.2017**

**AN ORDINANCE TO AMEND AND RESTATE ORDINANCE NO. 273.2016, AN  
ORDINANCE BY KERSHAW COUNTY COUNCIL REQUIRING A PERMIT PRIOR  
TO SOLICITING FUNDS FROM MOTORISTS**

**WHEREAS**, Kershaw County Council enacted Ordinance No. 273.2016 AN  
ORDINANCE BY KERSHAW COUNTY COUNCIL REQUIRING A PERMIT PRIOR TO  
SOLICITING FUNDS FROM MOTORISTS; and

**WHEREAS**, Kershaw County desires to amend and restate the ordinance.

**NOW, THEREFORE, BE IT ORDAINED** by Kershaw County Council that Ordinance  
No. 273.2016 is amended as follows:

1. Item 2 is amended to read:

The organization shall complete a permit application provided by the  
County, including the specific date, time, and location of the desired  
solicitation compliant with Section 5-27-910 which shall be specified in  
the permit if issued.

2. Item 4 is amended to read:

No organization may be issued more than one (1) permit in any calendar  
year, and each permit shall be valid for no longer than one (1) day.

3. The following provision will be added and included as Item 5:

No permit will be issued for solicitation of funds on any Federal, State  
or County holiday, which includes the twenty-four (24) hour day for any  
date designated by the Federal Government, State Government, or  
County as a holiday, or for solicitation of funds on Saturdays or Sundays.

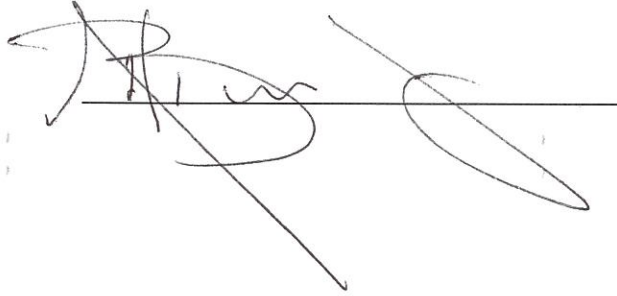
4. Item 7 is amended to read:

The organization must have the permit present at the date, time, and  
location of the permitted solicitation and all persons soliciting funds shall  
carry a copy of the permit upon his or her person readily available for  
inspection upon request.

5. That except as amended the ordinance is restated.

ADOPTED BY KERSHAW COUNTY COUNCIL THIS 14<sup>th</sup> DAY OF MARCH, 2017.

KERSHAW COUNTY COUNCIL

A handwritten signature in black ink, appearing to be "R. S.", written over a horizontal line. The signature is stylized and somewhat illegible.

ATTEST:

A handwritten signature in blue ink, reading "Merri M. Seigler", written over a horizontal line.

Merri M. Seigler  
Clerk to County Council

First Reading:	January 24, 2017
Second Reading:	February 14, 2017
Public Hearing:	March 14, 2017
Third Reading:	March 14, 2017